# Docket No. 179222/0002 SBP/CEC

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Suzanne Davison, et al.

Art Unit: 3764

Application No.:

10/632,188

Examiner:

Not Yet Assigned

Filed:

July 30, 2003

For:

APPARATUS, SYSTEM AND METHOD FOR TREATING DRY EYE

CONDITIONS AND PROMOTING HEALTHY EYES

March 10, 2004

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

# CERTIFICATE OF MAILING BY "FIRST CLASS MAIL" (37 C.F.R. § 1.8)

Sir:

I hereby certify that, pursuant to 37 C.F.R. § 1.8, the following correspondence:

Supplemental Information Disclosure Statement (2 pgs.); Form PTO/SB/08A (1 pg.); copy of U.S. Patent No. 6,641,264 B1; and Return Postcard

is being deposited on \_\_\_\_\_ March 10, 2004 \_\_\_\_ with the United States Postal Service as first class mail in an envelope bearing sufficient postage thereon and addressed to:

Commissioner For Patents P.O. Box 1450 Alexandria, VA 22313-1450

Charles E. Cantine

(Typed Or Printed Name Of Person Mailing Correspondence)

(Signature Of Person Mailing Correspondence)



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### SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner For Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicants respectfully submit this Supplemental Information Disclosure Statement pursuant to 37 C.F.R. §§ 1.97 and 1.98 in order to comply with the duty of disclosure under 37 C.F.R. § 1.56. The Examiner's attention is directed to the document listed on the enclosed Form PTO/SB/08A (1 page). A copy of the reference cited is enclosed for the Examiner's convenience. The cited reference is U.S. Patent No. 6,641,264 B1.

It is respectfully requested that the Examiner consider the above information and that a copy of the enclosed Form PTO/SB/08A be returned indicating that such information has been considered. Applicants respectfully request that the Examiner make this citation of record in the subject application.

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Page 2

To date, Applicants have not received a first Office Action, and so this

Supplemental Information Disclosure Statement is being filed under 37 C.F.R. §1.97(b)(3).

No fee is believed to be due in connection with the filing of this Supplemental

Information Disclosure Statement. If, however, the Commissioner deems any fee to be due, the

Commissioner is authorized to charge that fee, as well as any other fees, which may hereafter be

due, to Deposit Account 19-4709.

Favorable consideration and prompt allowance of this application is respectfully

requested. In the event that there are any questions, or should additional information be required,

please do not hesitate to contact applicant's attorney at the number listed below.

Respectfully submitted,

Steven B. Pokotilow

Registration No. 26,405

Attorney for Applicants
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212-806-5400

MAR 1 5 2004

PTO/SB/08a (08-03) Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Detion Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO		Complete if Known		
		Application Number	10/632,188	
11	NFORMATION DISCLOSURE	Filing Date	July 30, 2003	
S	TATEMENT BY APPLICANT	First Named Inventor	Suzanne Davison, et al.	
		Art Unit	3764	
(Use as many sheets as necessary)		Examiner Name	Not Yet Assigned	
Phoof	1 4 1	Attorney Docket Number	170222/0002	

	,		U. S. PATENT D	OCUMENTS	
Examiner Initials*	Cite No. <sup>1</sup>	Document Number  Number-Kind Code <sup>2 (# known)</sup>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
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FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document  Country Code <sup>3</sup> Number <sup>4</sup> 'Kind Code <sup>5</sup> ( <i>if known</i> )	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T®
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Examiner	Date	
Signature	Considered	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at <a href="www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.